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HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P.(C) NO. 7014/2007

PETITIONER M/s. Agrawal Industries, Through : Its proprietor N.K.Agrawal, Aged about 45 years, R/o. Ramsagar Para, Raipur, District Raipur (CG)

Vs.

RESPONDENTS

1. Union of India, Through: Ministry of Coal, New Delhi
2. Coal India Limited, Through: Its Chairman, 10, Netaji Subhash Road, Kolkata
3. South Eastern Coal Fields Limited, Through: Chief Managing Director, SECL, Bilaspur
4. Director Technical SECL, Bilaspur (CG)
5. General Manager Sales, SECL, Bilaspur (CG)
6. Chief Sales manager, SECL, Bilaspur (CG)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

(SB: Hon'ble Mr. **Satish K. Agnihotri, J.)**

Shri Y.C.Sharma, counsel for the petitioner.

Smt. B.R.Maity, Advocate appears on behalf of Shri S.K.Beriwal, counsel for respondent No.1/Union of India.

Shri P.S.Koshy, counsel for respondents No. 2 to 6.

ORAL ORDER

(Passed on this 26TH day of November 2007)

1. Learned counsel appearing for the petitioner submits that the case of the petitioner being Transfer Petition (Civil) No. 504/2005 (South Eastern Coalfields Limited & Others Vs. Agrawal Structure Mills Pvt. Limited and Another) was considered along with other Civil Appeals and Writ Petition by the Supreme Court in judgment and order dated 1.12.2006, in which certain directions have been passed.

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2. Learned counsel further submits that case of the petitioner is squarely covered by the judgment and order dated 1.12.2006 passed by the Supreme Court (Supra).

3. In view of the foregoing submission, Shri P.S. Koshy, Advocate, who is directed to appear on behalf of respondent/authorities –SECL submits that as per submission of the petitioner, the application filed by him is pending before respondent No.3 to 6, without making any observation it would suffice that the pending application of the petitioner be considered and decided in accordance with law in the light of the judgment and order dated 1/12/2006 passed by the Supreme Court in Appeal (Civil) No. 5302/2006 along with others as early as possible.

4. Accordingly, the petition stands disposed of.

Sd/-
Satish K. Agnihotri

Suguna